#### IN THE UNITED STATES DISTRICT COURT

#### FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.

v. : DATE FILED:

FRANCISCO RODRIGUEZ- :

CHAVEZ

VIOLATION: 8 U.S.C. § 1326(a), (b)(2

(Illegal re-entry to the United States after

: deportation - 1 count)

(Notice of Prior Conviction)

## <u>INDICTMENT</u>

#### COUNT ONE

#### THE GRAND JURY CHARGES THAT:

On or about April 14, 2004, at West Goshen, in the Eastern District of Pennsylvania, defendant

### FRANCISCO RODRIGUEZ-CHAVEZ,

an alien who had previously been deported from the United States on or about November 23, 2001, was found in the United States, having knowingly and unlawfully re-entered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Section 1326(a), (b)(2).

# **NOTICE OF PRIOR CONVICTION**

THE GRAND JURY FURTHER CHARGES THAT:

Defendant FRANCISCO GONZALEZ-CHAVEZ committed the offense charged in Count 1 of this Indictment after having been convicted on approximately April 30, 2001, in Dallas County, State of Texas, of assault under Criminal No. F98-49326.

	A TRUE BILL:	
	FOREPERSON	
DATDICV I MEEHAN		
PATRICK L. MEEHAN United States Attorney		